

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 923 – HB 1303

April 2, 2013

**SUMMARY OF ORIGINAL BILL:** Adds conviction of rape of a child pursuant to §§ 39-13-503 and 39-13-522 as a ground for termination of parental rights if the child was conceived from the rape.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

**SUMMARY OF AMENDMENTS (006190, 006194):** Deletes all language after the enacting clause. Adds conviction of rape of a child pursuant to § 39-13-522 as a ground for termination of parental rights if the child was conceived from the rape. A certified copy of the conviction suffices to prove this ground for termination. When one of the child's parents has been convicted of rape, aggravated rape, or rape of a child, then the other parent will have standing to file a petition to terminate the parental rights of the convicted parent.

**FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENTS:**

**Unchanged from the original fiscal note.**

Assumptions for the bill as amended:

- Under current law, parental rights can be terminated if the parent has been convicted of aggravated rape pursuant to § 39-13-502 or rape pursuant to § 39-13-503 if the child was conceived from the aggravated rape or rape.
- According to the Administrative Office of the Courts, the impact of the bill on caseloads and proceedings will be not significant and can be accommodated within existing judicial resources.
- According to the Department of Children's Services, the fiscal impact of the bill on the Department will be not significant.

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**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "Lucian D. Geise". The signature is fluid and cursive, with the first name "Lucian" written in a larger, more prominent script than the last name "Geise".

Lucian D. Geise, Executive Director

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